

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301
Indianapolis, IN 46204
(317) 233-0696
<http://www.in.gov/legislative>

FISCAL IMPACT STATEMENT

LS 7232

BILL NUMBER: SB 244

NOTE PREPARED: Jan 1, 2011

BILL AMENDED:

SUBJECT: Penalty for Serving Alcohol to Minor Patron.

FIRST AUTHOR: Sen. Kruse

FIRST SPONSOR:

BILL STATUS: As Introduced

**FUNDS AFFECTED: X GENERAL
DEDICATED
FEDERAL**

IMPACT: State

Summary of Legislation: The bill provides that an alcoholic beverage retailer or dealer may not: (1) be fined; (2) have that person's retailer or dealer permit suspended; (3) have that person's retailer or dealer permit revoked; or (4) have a civil judgment assessed against the person; if an employee or agent of the retailer or dealer commits the violation and the employee or agent has an unexpired server certificate at the time the violation occurs.

Effective Date: July 1, 2011.

Explanation of State Expenditures:

Explanation of State Revenues: The bill may reduce the number of alcoholic beverage retailers or dealers that may be fined or be subject to a civil judgement, which may reduce revenue to the state General Fund. There are no data available to indicate how many fines may be exempted because the agent or employee of a retailer or dealer has an unexpired server certificate at the time the violation occurs.

Background: The Alcohol and Tobacco Commission may impose a fine of not more than \$4,000 for a violation by a brewer or distiller; not more than \$2,000 for a wholesaler of any type; or not more than \$1,000 for any other permit holder. A civil judgement may be imposed in addition to any other penalty. The civil penalty amounts are based on the number of previous violations and range from \$200 to \$1,000.

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected:

Local Agencies Affected:

Information Sources:

Fiscal Analyst: Karen Firestone, 317-234-2106.